

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

CHRISTINA NICOLE DEHARO,

Defendant.

CR 19-127-BLG-DLC

ORDER

United States Magistrate Judge Timothy J. Cavan entered Findings and Recommendation in this matter on January 23, 2020. Neither party objected and therefore they are not entitled to *de novo* review of the record. 28 U.S.C. § 636(b)(1); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003). This Court will review the Findings and Recommendation for clear error.

McDonnell Douglas Corp. v. Commodore Bus. Mach., Inc., 656 F.2d 1309, 1313 (9th Cir. 1981). Clear error exists if the Court is left with a “definite and firm conviction that a mistake has been committed.” *United States v. Syrax*, 235 F.3d 422, 427 (9th Cir. 2000).

Judge Cavan recommended this Court accept Christina Nicole Deharo’s

guilty plea after Deharo appeared before him pursuant to Federal Rule of Criminal Procedure 11, and entered a plea of guilty to prohibited person in possession of a firearm in violation of 18 U.S.C. § 922(g)(1), and false statement in violation of 18 U.S.C. § 1001(a)(2) as charged in Counts II and III of the Indictment.

I find no clear error in Judge Cavan's Findings and Recommendation (Doc. 53), and I adopt them in full.

Accordingly, IT IS ORDERED that Christina Nicole Deharo's motion to change plea (Doc. 42) is GRANTED and Christina Nicole Deharo is adjudged guilty as charged in Counts II and III of the Indictment.

DATED this 10th day of February, 2020.



Dana L. Christensen
Dana L. Christensen, Chief District Judge
United States District Court